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BY _____

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6 Attorneys for Defendant
Lincoln Military Property Management, Inc.

8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA

11 JULIE PICKERING,

12 Plaintiff,

13 v.

14 LINCOLN MILITARY PROPERTY
MANAGEMENT, INC.; DOES 1 to
15 50,

16 Defendants.

Case No. EDCV 11-00851 VAP (DTBx)

(San Bernardino County Superior
Court Case No. CIVMS1000760)

CLASS ACTION

DECLARATION OF STEVE BROWNE IN
SUPPORT OF PETITION AND NOTICE
OF REMOVAL OF CIVIL ACTION UNDER
28 U.S.C. §§ 1331 AND 1441

[FEDERAL QUESTION]

Action Filed: October 7, 2010

PAYNE & FEARS LLP

ATTORNEYS AT LAW

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25
26
27
28
COPY

1 I, Steve Browne, hereby declare and state as follows:

2
3 1. I am currently employed by LPC Pendleton Quantico
4 PM Inc. as a General Manager and Vice President. All of the
5 following facts are within my personal knowledge. I make this
6 declaration in support of the Notice of Removal of the lawsuit
7 filed by Julie Pickering. If called as a witness, I could and
8 would testify competently thereto.


9
10 2. LPC Pendleton Quantico PM Inc. operates
11 residential housing on military bases under contract with the
12 United States government, including the Marine Corps Base at Camp
13 Pendleton ("Camp Pendleton"). Julie Pickering was employed by
14 LPC Pendleton Quantico PM Inc. or its predecessor, Lincoln BP
15 Management, Inc. (collectively referred to as "Lincoln"), from
16 January 16, 2006 through September 2, 2010. Throughout that
17 period, as General Manager and Vice President, I was responsible
18 for the Camp Pendleton base, and I indirectly supervised
19 Pickering. I understand that Pickering alleges that while she
20 was employed by Lincoln, she was unable to take her meal and rest
21 breaks, she was not paid overtime wages for overtime hours that
22 she worked, she was not provided itemized wage statements with
23 hours worked, wages, deductions and other data, and that Lincoln
24 failed to record her wages, hours and meal periods.

25
26 3. While employed by Lincoln, Pickering worked first
27 as a leasing agent for the Del Mar District, then as a Service
28 Manager at the San Onofre District, again as a leasing agent at

1 the Del Mar District, and then as a Service Manger at the Del Mar
2 District. In each of these positions, her job was to facilitate
3 housing arrangements for military families stationed at Camp
4 Pendleton, including ensuring that resident units were prepared
5 for moving in and that they were properly maintained, and
6 facilitating transfers to different units or departures from the
7 Base. All of Pickering's work for Lincoln, at the Del Mar
8 District and San Onofre District, was performed on the Camp
9 Pendleton Marine Corps Base, either at the District Offices or in
10 and around the residences of the service members and military
11 families, all of whom lived on the Marine Corps base.

12
13 4. Additionally, all actions taken by Lincoln
14 regarding Pickering's employment, including providing Pickering
15 with meal and rest periods, and decisions regarding payment of
16 Pickering's wages including overtime pay, which was reflected in
17 Pickering's wage statements, were made by Lincoln employees on
18 the Camp Pendleton Marine Corps Base, including myself and
19 Lincoln employees who reported to me.

20
21 I declare under penalty of perjury that the foregoing
22 is true and correct, and that this declaration was executed in
23 Oceanside, California on June 1, 2011.

24
25 
26 _____
27 Steve Browne
28

PROOF OF SERVICE

Pickering v. Lincoln Military Property Management, Inc.

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am employed in the County of Orange, State of California. I am over the age of 18 years and am not a party to the within action; my business address is Jamboree Center, 4 Park Plaza, Suite 1100, Irvine, CA 92614.

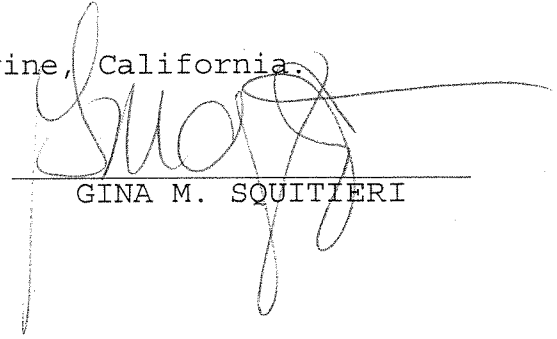
On June 1, 2011, I served the following document(s) described as **DECLARATION OF STEVE BROWNE IN SUPPORT OF PETITION AND NOTICE OF REMOVAL OF CIVIL ACTION UNDER 28 U.S.C §§ 1331 AND 1441** on interested parties in this action by placing a true copy thereof enclosed in sealed envelopes as follows:

Juan M. Armenta	Attorneys For Plaintiff
Attorney at Law	JULIE PICKERING
English Lloyd & Armenta	Tel: (760) 340-2777
41750 Rancho Las Palmas Drive	Fax: (760) 340-6895
Building G	
Rancho Mirage, CA 92270	

☒ (BY U.S. Mail) I am readily familiar with my employer's business practice for collection and processing of correspondence for mailing with the United States Postal Service. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter is more than one day after date of deposit for mailing in affidavit. I deposited such envelope(s) with postage thereon fully prepaid to be placed in the United States Mail at Irvine, California.

☒ (FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on June 1, 2011, at Irvine, California.


GINA M. SQUITIERI

4842-3166-4649.1